

# THE WATER WORKS BOARD OF THE CITY OF BIRMINGHAM

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## WATER SYSTEM IMPROVEMENTS HIGHWAY 79 / BETHEL ROAD / BONE DRY ROAD

**Project Number(s): P.03989**  
**Capital Budget Number(s): 1D & 1E**

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### NOTICE TO BIDDERS

Sealed Bids for a water main replacement project [will be received](#) by The Water Works Board of the City of Birmingham, System Development Department, 3600 First Avenue North, Birmingham, Alabama until **9:00 a.m.** local time on **Thursday, April 4, 2024**. The Sealed Bids [will be opened and read](#) at **10:00 a.m.** local time on **Thursday, April 4, 2024**, by System Development Department staff in the System Development Conference Room on the Second Floor of the Main Campus Building located at 3600 First Avenue, North in Birmingham, Alabama. **Each Prospective Bidder will be able to listen to the Bid Opening via conference call [Number: 1-888-278-0296 / Access Code: 2875407].** Bids received after 9:00 a.m. local time on date aforementioned will be rejected and returned unopened.

The Work consists of, but is not limited to, the installation of approximately 3,340' of 16" DICL "Zinc Coated" pipe (non-restrained); 3,900' of 12" DICL "Zinc Coated" pipe (non-restrained); 4,280' of 8" DICL "Zinc Coated" pipe (non-restrained); 1,220' of 16" HDPE pipe (carrier pipe) at creek crossing [Bone Dry Road]; 900' of 18" HDPE pipe (carrier pipe) at creek crossing [Highway 79]; and other miscellaneous associated items as necessary to complete the Work along Highway 79 (Bethel Road to Maple Crest Lane), Bethel Road, and Bone Dry Road, located in unincorporated Jefferson County, Alabama, and the installation of approximately 3,620' of 16" DICL "Zinc Coated" pipe (non-restrained); 40' of 8" DICL "Zinc Coated" pipe (non-restrained); and other miscellaneous associated items as necessary to complete the Work along Highway 79 (Maple Crest Lane to Kiowa Road) and Kiowa Road located in unincorporated Blount County, Alabama.

Bids shall be based on unit price items and lump sum items as indicated on the Bid Form.

Bidding Documents may be examined at the Birmingham Construction Industry Authority (BCIA), 601 – 37<sup>th</sup> Street, South, Birmingham, AL 35222; and the office of the Manager – System Development Department, The Water Works Board of the City of Birmingham, 3600 First Avenue, North, Birmingham, AL 35222.

Bidders may obtain one (1) complete set of Bidding Documents from the office of the Manager - System Development Department, The Water Works Board of the City of Birmingham. **Partial sets of Bidding Documents will not be available to any Bidder.** Neither the OWNER nor the ENGINEER will be responsible for full or partial sets of Bidding Documents, including any addenda, obtained from other sources. **No Bidder may withdraw or alter his bid within ninety (90) calendar days after the actual date of the Bid Opening.**

**A Mandatory Pre-Bid Conference will be held at 1:00 p.m. local time on Thursday, March 14, 2024, in the Training Room 1<sup>st</sup> Floor Main Office Building (3600 1<sup>st</sup> Avenue North).** **All Prospective Bidders are required to attend the Pre-Bid Conference.** The purpose of the Pre-Bid Conference is to raise questions pertaining to the Bidding Documents and Contract Documents and for the OWNER or its representatives to clarify any points. **Bids will NOT BE ACCEPTED from any Prospective Bidder who does not attend the Pre-Bid Conference.** **All Prospective Bidders shall complete and submit the HUB Bid Solicitation Notice (HUB Form 3) by close of business on the date after the Pre-Bid Conference (no exceptions) to BCIA representatives listed on form and copy OWNER'S representatives due to the Pre-Bid being in the afternoon instead of the morning.** HUB Program Acknowledgement (HUB Form 1), HUB Compliance Form (HUB Form 2), HUB Bid Solicitation Notice (HUB Form 3) w/ BCIA's acknowledgement, HUB Subcontractor Performance Form (HUB Form 5) and HUB Subcontractor Utilization Form (HUB Form 6) of Section 00451 HUB Program must be submitted at the Bid Opening as shown above. **Specification Section 00451 HUB Program lists other resources for identifying HUB participants in addition to the BCIA.**

Each Prospective Bidder is required to visit the site(s) at which the Work is to be performed. The OWNER will not conduct a site visit with the Prospective Bidders.

**Each Bid shall be accompanied by a certified check or Bid Bond in the amount of five percent (5%) of the bid not to exceed \$10,000.00 in the form and subject to conditions provided for in Section 00435, Bid Bond.**

The Successful Bidder will be required to furnish a Performance Bond and a Labor & Material Payment Bond each in an amount equal to one hundred percent (100%) of the Contract Award.

Bidders shall comply with all statutory requirements in accordance with the Instruction to Bidders. **Bids will only be received from CONTRACTORS who are licensed by the State of Alabama.**

Contract time of commencement and completion will be in accordance with the Agreement.

The Water Works Board of the City of Birmingham ("BWVB") has adopted a voluntary Historically Underutilized Business ("HUB") Program designed to encourage the participation of HUB firms in construction projects. To that end, the BWVB will never exclude any firm from participation in, deny any person benefits of, or otherwise discriminate in connection with the award and performance of BWVB contracts based on social or economic status. Historically

Underutilized Business (HUB): a business formed for the purpose of making a profit and is at least 51% owned, operated and/or controlled by one or more American citizens or permanent resident aliens who are a: Minority Business Enterprise (MBE); Women Business Enterprise (WBE); or Disadvantaged Business Enterprise (DBE) [herein sometimes collectively referred to as a HUB].

**Alabama Code §31-13-9 (1975) provides that as a condition for the award of any Contract by The Water Works Board of the City of Birmingham (“BWVB”), a business entity or employer that employs one or more employees within the State of Alabama shall provide documentation of enrollment in the E-Verify program.**

**Each Prospective Bidder must complete Section 00201 Certification Regarding Debarment. The Certification must be complete in its entirety and must be included with the Prospective Bidder’s Bid (NO EXCEPTIONS).**

**Each Prospective Bidder must comply with Section 00452 Non-Discrimination Policy, while conducting business or participating in events or activities for the OWNER. Each Prospective Bidder shall maintain an environment free of discrimination, harassment, and retaliation at all times.**

**Each Prospective Bidder must read and provide documentation relative to the “Request for Company Product and Service Information Letter” and complete the “EEO Report Form” document for the corporation, partnership, joint venture, etc. submitting a bid included at the end of the Section 00200 Instruction to Bidders. These two (2) items must be included with the Prospective Bidder’s Bid.**

**Each Prospective Bidder shall read and understand the Alabama Department of Revenue’s (ADOR’s) sales and use tax exemption policy pursuant to Act 2013-205 Section 1(g) [CONTRACTOR accounts for the sales tax not included in the Bid Form by submitting an *Accounting of Sales Tax – Attachment to BWVB Bid Form*]. Failure to provide an accounting of sales tax shall render the Bid non-responsive. For further information see Section 00409, Alabama Department of Revenue-Sales and Use Tax Exemption, Section 00200 Instruction to Bidders (Article 33) and refer to paragraph 6.10 in the Supplementary Conditions.**

If a Contract is to be awarded, it will be awarded to the lowest responsive and responsible Bidder, who has neither been disqualified nor rejected pursuant to these Contract Documents, and whose Bid based on an evaluation by the OWNER indicates that the award will be in the best interest of the project and will result in the lowest overall cost to the OWNER for completion of the project. Unless extended by OWNER, a Contract will be awarded within ninety (90) calendar days after the day of the opening of Bids.

The OWNER reserves the right to reject any and all proposals, the right to waive irregularities or to accept any proposal deemed to be in the best interest of the OWNER.

**Owner:**

The Water Works Board of the City of Birmingham  
3600 First Avenue North  
Birmingham, Alabama 35222

**Primary Contact:**

Mr. Douglass W. Stockham, IV, P.E.  
Telephone: (205) 244-4186  
Facsimile: (205) 244-4686  
E-mail: [doug.stockham@bwwb.org](mailto:doug.stockham@bwwb.org)

**Secondary Contact:**

Ms. Janice Acoff, Project Coordinator  
Telephone: (205) 244-4265  
Facsimile: (205) 244-4765  
E-mail: [janice.acoff@bwwb.org](mailto:janice.acoff@bwwb.org)

**Consultant Engineer:**

A.G. Gaston Construction Co. Inc. dba A.G. Gaston Engineering, LLC  
1820 3<sup>rd</sup> Avenue North  
Suite 400  
Birmingham, Alabama 35203

**Primary Contact:**

Mr. Bo Linder, P.E.  
Telephone: (205) 532-3853  
E-mail: [blinder@aggaston.com](mailto:blinder@aggaston.com)

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